

## Message Text

LIMITED OFFICIAL USE

PAGE 01 NEW DE 12916 261532Z

44

ACTION NEA-16

INFO OCT-01 ISO-00 SCS-03 SCA-01 L-03 H-03 SS-20 NSC-07

CIAE-00 INR-11 NSAE-00 RSC-01 SY-04 PRS-01 DRC-01

SSO-00 NSCE-00 INRE-00 USIE-00 /072 W

----- 026306

O 261525Z SEP 74

FM AMEMBASSY NEW DELHI

TO SECSTATE WASHDC IMMEDIATE 4139

LIMITED OFFICIAL USE NEW DELHI 12916

FOLLOWING TEL SENT ACTION NEW DELHI INFO BOMBAY FROM CALCUTTA  
ON SEP 26. NOW REPEATED FOR YOUR INFO.

QUOTE

LIMITED OFFICIAL USE CALCUTTA 2024

BOMBAY FOR CHARGE AND PICKERING

E.O. 11652: N/A

TAGS: PFOR, CASC, IN

SUBJ: HARCOS/FLETCHER: PROSECUTION'S OBJECTIONS TO SALVATION  
ARMY HOSTEL

REF: CALCUTTA 2008

1. DEFENSE LAWYER BBHOSE GAVE CONSUL GENERAL PICKERING A  
COPY OF THE PUBLIC PROSECUTOR'S OBJECTIONS (REFTEL) TO THE  
SALVATION ARMY HOSTEL SEPT. 25 EVENING. BHOSE SAID HE HAD BEEN  
ASSURED BY THE PUBLIC PROSECUTOR BEFORE THE SEPT. 24 HEARING  
THAT THERE WOULD BE NO OBJECTION TO THE SALVATION ARMY HOSTEL.  
HOWEVER, AFTER THE HEARING HE WAS TOLD THAT THE SALVATION  
ARMY HOSTEL WAS UNACCEPTABLE TO THE POLICE AFTER ALL.

2. TEXT OF OBJECTIONS: QUOTE IIN THE COURT OF THE CITY

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 NEW DE 12916 261532Z

SESSIONS COURT, 4TH BENCH, CALCUTTA. SESSIONS CASE NO. 67

OF 1974. STATE VS RICHARD WINN HARCOS AND OTHERS. UNDER  
OFFICIAL SECRETS ACT. RE: ACCOMMODATION OF ACCUSED NOS. 1 AND  
2 AT THE SALVATION ARMY.

"THE HUMBLE PETITION OF THE STATE RESPECTFULLY STATES:

"1. THAT THE PROPOSED ACCOMMODATION IN THE SALVATION ARMY  
AT 172, LOWER CIRCULAR ROAD OF THE ACCUSED 1 AND 2 CANNOT BE HAD  
AS THE FLAT ON THE 2ND FLOOR HAD BEEN ALLOTTED TO ONE LT.  
BENJAMIN, A RETD. OFFICER OF THE ARMY AND THE OFFICER IS  
GOING TO OCCUPY THE SAME FROM THE 1ST OF OCT. 1974, THROUGH  
A PORTION OF THE FLAT WAS FOUND TO BE OCCUPIED.

12. THAT IN BETWEEN THE ROOMS THERE ARE COMMUNICATING DOORS AND  
ONE ROOM IS PARTITIONED BY WOODEN PARTITION WALL NOT UP TO  
THE CEILING BUT UPTO A HEIGHT OF 8/9 FLTS FROM THE FLOOR  
AND FROM THAT END HEIGHT UPTO THE CEILING IS OPENING  
STUCTTUL (SIC) FROM ONE END TO OTHER SUFFICIENT FOR A  
MAN TO ESCAPE.

"3; THAT THE ROOMS HAVE NO BARRED WINDOWS BUT BIG WINDOWS  
OPENING OUT BARS FROM WHICH THERE IS ANY POSSIBILITY OF ESCAPE  
OF THE PRISONERS DOWN TO THE ROOF ON THE FIRST FLOOR  
AND THEN TO THE GROUND GLOOR TO HAVE STRAIGHT, SMOOTH  
PASSAGE TO ESCAPE WITH THE HELP OF RAIN WATER PIPES.

"4. THAT THE PROPOSED ACCOMMODATION IS NOT SAFE CUSTODY OF THE  
UNDER TRIAL PRISONERS.

"UNDER THE CIRCUMSTANCES YOUR PETITIONER PRAYS THAT THE  
PRAYER OF THE ACCUSED PERSONS, SO FAR AS THE SALVATION ARMY  
HOUSE 2ND FLOOR IS CONCERNED MAY KINDLY BE TURNED DOWN.  
UNQUOTE.  
BRADLEY UNQUOTE  
SCHNEIDER

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRIALS, PRISONERS WELFARE  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 26 SEP 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** izenbei0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974NEWDE12916  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740271-0899  
**From:** NEW DELHI  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740911/aaaaajkm.tel  
**Line Count:** 96  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION NEA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** CALCUTTA 2008  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** izenbei0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 16 AUG 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <16-Aug-2002 by cunninfx>; APPROVED <05 MAR 2003 by izenbei0>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** HARCOS/FLETCHER: PROSECUTION'S OBJECTIONS TO SALVATION ARMY HOSTEL  
**TAGS:** CASC, PFOR, IN, (HARCOS), (FLETCHER)  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005